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8 9	UNITED STATES DISTRICT COURT				
10	NORTHERN DISTRICT OF CALIFORNIA				
11	In re INTERMUNE, INC	. SECURITIES	) Master File No.	C-03-2954-SI	
12			CLASS ACTION  [PROPOSED] ORDER AWARDING  ATTORNEYS' FEES AND  REIMBURSEMENT OF EXPENSES		
13	This Document Relates To:  ALL ACTIONS.				
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THIS MATTER having come before the Court on August 26, 2005, on the application of Lead Plaintiff's counsel for an award of attorneys' fees, reimbursement of expenses incurred by Lead Plaintiff's counsel in the litigation, and reimbursement of costs and expenses incurred by Lead Plaintiff, Lance A. Johnson, directly related to this litigation; the Court having considered all papers filed and proceedings conducted herein, having found the settlement of this litigation to be fair, reasonable and adequate and otherwise being fully informed in the premises and good cause appearing therefore;

## IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

- 1. All of the capitalized terms used herein shall have the same meanings as set forth in the Stipulation of Settlement dated as of May 6, 2005 (the "Stipulation").
- This Court has jurisdiction over the subject matter of this application and all matters
  relating thereto, including all Members of the Settlement Class who have not timely and validly
  requested exclusion.
- 3. The Court hereby awards Lead Plaintiff's counsel attorneys' fees of 25 percent of the Settlement Fund and reimbursement of expenses in an aggregate amount of \$136,518.21. Said fees and expenses shall be allocated among Lead Plaintiff's counsel in a manner which, in Lead Counsel's good faith judgment, reflects each such counsel's contribution to the institution, prosecution and resolution of the litigation. The Court finds that the amount of fees awarded is fair and reasonable under the "percentage-of-recovery" method, and would also be fair and reasonable under the lodestar method.
- 4. The Court hereby awards Lead Plaintiff, Lance A. Johnson, costs and expenses of \$3,918.00. The Court finds that payment of these costs and expenses to Lead Plaintiff is reasonable and appropriate.
- 5. The awarded attorneys' fees and expenses shall be paid to Lead Counsel from the Settlement Fund immediately after the date this Order is executed subject to the terms, conditions and obligations of the Stipulation.

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1	6 The award of goots and expenses to I and Diginist I amount Johnson shall be waited				
	6. The award of costs and expenses to Lead Plaintiff, Lance A. Johnson, shall be paid to				
2	Lance A. Johnson from the Settlement Fund immediately after the date this Order is executed subject				
3	to the terms, conditions and obligations of the Stipulation				
4	to the terms, conditions and obligations of the Stipulation IT IS SO ORDERED.				
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6 7	DATED: GRANTED GRANTED				
8	Judge Susan Illston				
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PROOF OF SERVICE BY ELECTRONIC POSTING 1 PURSUANT TO NORTHERN DISTRICT OF CALIFORNIA LOCAL RULES AND ECF GENERAL ORDER NO. 45 2 AND BY MAIL ON ALL KNOWN NON-REGISTERED PARTIES 3 I, the undersigned, say: 4 I am a citizen of the United States and am employed in the office of a member of the Bar of 5 this Court. I am over the age of 18 and not a party to the within action. My business address is 1801 Avenue of the Stars, Suite 311, Los Angeles, California 90067. б 7 On August 26, 2005, I served the following by posting such documents electronically to the ECF website of the United States District Court for the Northern District of California: 8 9 1 [PROPOSED] ORDER AWARDING ATTORNEYS' FEES AND REIMBURSEMENT OF EXPENSES 10 [PROPOSED] FINAL JUDGMENT AND ORDER OS DISMISSAL WITH 2 PREJUDICE 11 12 on all ECF-registered parties in the action and, upon all others not so-registered but instead listed below, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully 13 prepaid in the United States mail at Los Angeles, California. They are: 14 Richard Joffe Lynda J. Grant 15 Goodkind, Labaton, Rudoff & Sucharow, LLP 100 Park Avenue 16 New York, New York 10017 Telephone: (212) 907-0700 17 Facsimile: (212) 818-0477 18 Executed on August 26, 2005, at Los Angeles, California. 19 I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. 20 21 S/Kyaa D. Heller Kyaa D. Heller 22 23 24 25

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